

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

FIRST AMERICANS LIFE, INC.,

RESPONDENT.

JURISDICTION

- ## STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. First Americans Life, Inc., Cause Number A-1826

on April 8, 2009. A copy of the petition was served upon Respondent at the Respondent's address registered with the Department by certified mail, return receipt requested.

2. Respondent violated NEB. REV. STAT. §44-4053(2)(b), in the following manner:

- a. On January 27, 2009, Levea and Masat, both designated producers for Respondent, had their licenses revoked for violations of NEB. REV. STAT. §§ 44-1524, 44-1525(11), 44-4059(1)(b), 44-4059(1)(g), 44-4059(h), and 44-4054(8). Levea and Masat did not admit or deny the allegations contained in the petition; however, both agreed and consented to the revocation of their insurance producers' licenses.
- b. On January 27, 2009, Mottin, also a designated producer for Respondent, had his license revoked for violations of NEB. REV. STAT. §§ 44-1524, 44-1525(11), 44-4059(1)(b), 44-4059(1)(g), 44-4059(h), and 44-4054(8). Mottin admitted to the allegations contained in the petition, and consented to the revocation of his insurance producer's license.
- c. As of March 23, 2009, there have been no other producers designated for Respondent as required under of NEB. REV. STAT. §44-4053(2)(b).

3. Respondent was informed of the right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving the right to a public hearing, Respondent also waives the right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent admits to the allegations contained in the Petition and restated in Paragraph #2 above.

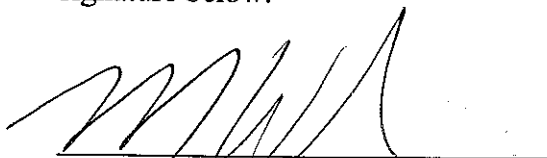
CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of NEB. REV. STAT. §44-4053(2)(b).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed to by Respondent, First Americans Life, Inc., that its insurance agency license be revoked. In witness of their intention to

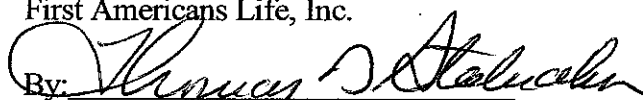
be bound by this Consent Order, each party has executed this document by subscribing their signature below.


Martin W. Swanson, #20795

Attorney for Nebraska
Department of Insurance
941 O Street, Suite 400
Lincoln, Nebraska 68508
(402)471-2201

16 April 09
Date

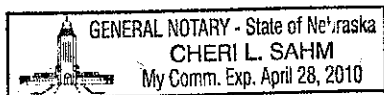
First Americans Life, Inc.


By: 

4/15/09
Date

State of Nebraska)
) ss.
County of Douglas)

On this 15th day of April, 2009, Thomas D. Stalnaker personally appeared before me, on behalf of First Americans Life, Inc., and read this Consent Order, executed the same and acknowledged the same to be its voluntary act and deed.




Notary Public

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the
Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs.
First Americans Life, Inc., Cause No. A-1826.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

Ann M Frohman
Ann M. Frohman
Director of Insurance

April 17, 2009
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was served upon Respondent by
mailing a copy to 2621 W. Hwy. 30, Grand Island, NE 68803, by certified mail, return receipt
requested on this 17th day of April, 2009.

I hereby further certify that a copy of the executed Consent Order was served upon Thomas
Stalnaker at Stalnaker Becker & Buresh, P.C., 111 N. 102nd Court, #330, P.O. Box 24268, Omaha,
NE, 68124-0268, by certified mail, return receipt requested on this 17th day of April,
2009.

Tracy A. Truhn